

## OATH OF ALDERMEN—FILLING VACANCIES.

SEC. 17. On the first Monday in May, one thousand nine hundred and five (1905), the aldermen-elect, after having taken and subscribed an oath or affirmation before some justice of the peace for said county to support the Constitution of the United States and the Constitution of North Carolina and to perform faithfully the duties of their office (which oath or affirmation shall be entered upon the minutes of the corporation), subscribed as aforesaid and attested by some justice, shall take their seats and continue in office until their successors shall have been elected and qualified. They shall organize by electing one of their members chairman, who shall act as mayor in case of vacancy, absence or sickness of the mayor. They shall proceed to fill vacancies caused by death or failure to elect in any ward, whether by virtue of tie or on a certificate of fraud, and shall fill any and all vacancies in any office, elective or appointive, which may occur during their term of office: *Provided, however,* that the said board of aldermen shall appoint such person or persons to fill such vacancy or vacancies as a majority of the qualified voters from the said ward or wards wherein such vacancy or vacancies occur shall recommend.

Aldermen to qualify.

Organization.

Vacancies.

Proviso: recommendations to fill vacancy.

SEC. 18. After said board may have been organized they may proceed to the election of a city attorney, street commissioner, chief of fire department, health officer and as many policemen as they deem necessary, who shall hold office during the term of the board of aldermen appointing them: *Provided, however,* they shall be subject to removal at any time by the board for misconduct or other causes, upon charges preferred by any member of the board and heard before and sustained by a majority of the board.

Officers to be elected by aldermen.

Proviso: officers removable for cause.

## POWER TO MAKE ORDINANCES.

SEC. 19. The Board of Aldermen of Elizabeth City shall have power to make and provide such ordinances for the government of the city as they may deem necessary, not inconsistent with the laws of the land, and they shall have power by all needful ordinances to secure order, health, quiet and safety within the city limits and for one mile beyond: to establish one or more markets and to require the sale of such articles therein as they may deem proper; to take all necessary means to prevent and extinguish fires; to make regulations for the observance of the Sabbath, suppress and remove nuisances, control and regulate keeping powder in the city; to regulate the speed of riding and driving on the public streets; to keep or require to be kept the sidewalks clear of all obstructions; to cut and remove all limbs, branches and parts of trees or shrubbery extending upon or overhanging the sidewalks or streets, at the expense of the owners of the adjacent

Ordinances.